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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/632,648	08/01/2003	Duane S. Taylor	60046.0047US01 2750			
53377	7590 11/13/2006		EXAM	EXAMINER		
	DAUFF HARTMAN	ELAMIN, ABDELMONIEM I				
P.O. BOX 23 ATLANTA,			ART UNIT	PAPER NUMBER		
,			2116			
			DATE MAILED: 11/13/2006			

Please find below and/or attached an Office communication concerning this application or proceeding.

···		Applicat	ion No.	Applicant(s)		
Office Action Summary		10/632,6	348	TAYLOR, DUANE S.		
		Examine	r	Art Unit	··········	
	,	Abdelmo	niem Elamin	2116		
Period fo	The MAILING DATE of this communi or Reply	cation appears on th	e cover sheet with the c	orrespondence ad	dress	
A SH WHIC - Exter after - If NO - Failu Any r	ORTENED STATUTORY PERIOD FOR CHEVER IS LONGER, FROM THE Management of time may be available under the provisions SIX (6) MONTHS from the mailing date of this community period for reply is specified above, the maximum state to reply within the set or extended period for reply eply received by the Office later than three months and patent term adjustment. See 37 CFR 1.704(b).	AILING DATE OF T of 37 CFR 1.136(a). In no e unication. tutory period will apply and v will, by statute, cause the ap	HIS COMMUNICATION vent, however, may a reply be tim will expire SIX (6) MONTHS from plication to become ABANDONE	N. nely filed the mailing date of this co D (35 U.S.C. § 133).		
Status		-				
2a)☐ 3)☐ Dispositi	Responsive to communication(s) file This action is <b>FINAL</b> . 2 Since this application is in condition of closed in accordance with the practice on of Claims Claim(s) 1-16 is/are pending in the additional of the above claim(s) is/are Claim(s) is/are allowed.	This action is for allowance excepte under <i>Ex parte Q</i> pplication.	non-final. t for formal matters, pro <i>uayle</i> , 1935 C.D. 11, 45		merits is	
7)□ 8)□	Claim(s) <u>1-16</u> is/are rejected.  Claim(s) is/are objected to.  Claim(s) are subject to restric  on Papers	tion and/or election	requirement.			
9) <u> </u>	The specification is objected to by the The drawing(s) filed on is/are: Applicant may not request that any object Replacement drawing sheet(s) including The oath or declaration is objected to	a) accepted or betion to the drawing(s) the correction is requi	be held in abeyance. See red if the drawing(s) is obj	e 37 CFR 1.85(a). jected to. See 37 CF		
Priority u	inder 35 U.S.C. § 119	•				
<ul> <li>12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).</li> <li>a) All b) Some * c) None of:</li> <li>1. Certified copies of the priority documents have been received.</li> <li>2. Certified copies of the priority documents have been received in Application No.</li> <li>3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).</li> <li>* See the attached detailed Office action for a list of the certified copies not received.</li> </ul>						
2) Notic 3) Inform	e of References Cited (PTO-892) e of Draftsperson's Patent Drawing Review (Pination Disclosure Statement(s) (PTO/SB/08) r No(s)/Mail Date	ГО-948)	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal P 6) Other:	ate		

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### **DETAILED ACTION**

### Claim Rejections - 35 USC § 101

- 1. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
- 2. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

3. Claims 6 and 13 are rejected under 35 U.S.C. 101 because the claims are non-statutory as not being tangibly embodied in a manner so as to be executable. In the specification, page 5, the alleged computer readable medium is not limited to tangible product or medium.

## Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.
- 5. Claims 1-16 are rejected under 35 U.S.C. 102(e) as being anticipated by Nunn et al, US. Pat. No. 6,988,194.
- 6. Claims 1, 6-8, 13-16, Nunn teaches a method for specifying a boot order for a plurality of mass storage devices within a computer system [abstract], the method comprising:

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providing a single user interface menu through which the boot order for the computer system may be specified by arranging in order identifiers corresponding to each of the plurality of mass storage devices, wherein the identifiers are obtained from a data structure identifying each of the plurality of mass storage devices within the computer system [col. 4, lines 49-52, 61-66, col. 5, lines 21-40, 48-49]; and

attempting to boot the computer system from the plurality of mass storage devices in the specified order [step 220 of Fig. 2, col. 5, lines 3-8].

- 7. Claims 2, Nunn teaches each of the plurality of mass storage devices may be one of a plurality of mass storage device types and wherein the mass storage devices may be arranged in any order regardless of device type [see Fig. 3and related disclosure].
- 8. Claims 3, Nunn teaches fixed disk mass storage devices, removable media mass storage devices, and optical disk mass storage devices [see Fig. 3].
- 9. Claims 4, 9-11, Nunn teaches the identifiers comprise device names corresponding to each of the plurality of mass storage devices [see Fig. 3and related disclosure].
- 10. Claims 5, 12, Nunn teaches a basic input/output system (BIOS), wherein the single user interface menu is provided by the BIOS, and wherein the BIOS is operative to attempt to boot the computer system from the mass storage devices in the specified order [col. 1, line 50+].

### Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Abdelmoniem Elamin whose telephone number is 571-2727-3674. The examiner can normally be reached on MON - THUR 10:00 AM - 6::00 PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rehana Prrveen can be reached on 571-272-3676. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

> Abdelmoniem Elamin Primary Examiner

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November 10, 2006